

UNOFFICIAL VERSION

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WEDNESDAY, FEBRUARY 1, 2017

THIRD LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:00 a.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Senator Tracy.

PLEDGE OF ALLEGIANCE

Senator Tracy led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Tracy led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 32

Senators present were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

COMMUNICATION

February 1, 2017

The Honorable Randy McNally,
Lieutenant Governor
State of Tennessee
Suite 1, Legislative Plaza
Nashville, TN 37243

Dear Governor McNally;

Please accept my apologies for missing session this morning. I got my times wrong for session. I thought it started at 9, instead of 8.

I am very disappointed in myself for not double checking the time to be sure I had the correct time, so please excuse my absence this morning.

Sincerely,

/s/ Reginald Tate

APPROVED: Lieutenant Governor
Randy McNally

STANDING COMMITTEE REPORTS

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 12, 47 with amendment and 48; and Senate Joint Resolutions Nos. 4 with amendment and 5.

YAGER, Chairperson
January 31, 2017

The Speaker announced that he had referred Senate Bills Nos. 12, 47 with amendment and 48; and Senate Joint Resolutions Nos. 4 with amendment and 5 to the Committee on Calendar.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolution No. 9 with amendment.

KELSEY, Chairperson
January 31, 2017

The Speaker announced that he had referred Senate Joint Resolution No. 9 with amendment to the Committee on Calendar.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 160 through 264** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 160 by Senator Kelsey.

Courts, General Sessions -- As introduced, changes the method by which a civil action in the general sessions courts is commenced from issuance of a warrant by the clerk to filing a warrant with the clerk. Amends TCA Section 16-15-716.

Senate Bill No. 161 by Senators Kelsey and Tate.

School Vouchers -- As introduced, enacts the "Opportunity Scholarship Pilot Program." Amends TCA Title 49, Chapter 1.

Senate Bill No. 162 by Senator Johnson.

Motor Vehicles, Titling and Registration -- As introduced, clarifies that renewals of the registration of certain vehicles whose original expiration date was extended from February 28, 1997, to March 31, 1997, be available for renewal on March 1 of each year. Amends TCA Section 55-4-104.

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Senate Bill No. 163 by Senator Johnson.

Taxes, Exemption and Credits -- As introduced, exempts from taxation by the department of commerce and insurance any multiple employer welfare arrangement (MEWA) licensed and approved by the department. Amends TCA Section 56-26-204.

Senate Bill No. 164 by Senator Johnson.

Courts, Supreme Court of Tennessee -- As introduced, creates two adult recovery court senior judge positions to be appointed by the supreme court from a list of retired certified recovery court judge applicants compiled by the department of mental health and substance abuse services to hold adult recovery court, such as drug courts, DUI courts, mental health courts and veterans treatment courts, when an adult recovery court judge is unable to hold court due to resignation, retirement, death or other unavailability. Amends TCA Title 17.

Senate Bill No. 165 by Senator Kelsey.

TennCare -- As introduced, changes administering agency for the medicaid program in statute from the department of health to the department of finance and administration; changes reporting date for the annual actuarial study by the comptroller of the treasury from April 15 to April 1. Amends TCA Title 3; Title 4; Title 9; Title 33; Title 56; Title 63; Title 68 and Title 71.

Senate Bill No. 166 by Senator Kelsey.

TennCare -- As introduced, changes administering agency for the medicaid program in statute from the department of health to the department of finance and administration; changes reporting date for the annual actuarial study by the comptroller of the treasury from April 15 to April 1. Amends TCA Title 3; Title 4; Title 9; Title 33; Title 56; Title 63; Title 68 and Title 71.

Senate Bill No. 167 by Senator Kelsey.

Correction, Dept. of -- As introduced, permits the commissioner for good cause to extend the six-month period within which a claim against the state for costs must be submitted to the department by an additional six months. Amends TCA Section 40-25-144.

Senate Bill No. 168 by Senator Gresham.

Local Education Agencies -- As introduced, changes from "10 days" to "15 business days" from receipt of the audit report, the time within which an LEA must deliver a copy of the audit report on school funds of the LEA to the commissioner of education. Amends TCA Title 49, Chapter 3.

Senate Bill No. 169 by Senator Stevens.

Equalization Board -- As introduced, relieves the commissioner of revenue from the duty of preparing and transmitting to the general assembly a report on the work of the board. Amends TCA Title 67.

Senate Bill No. 170 by Senator Overbey.

Motor Vehicles -- As introduced, authorizes the commissioner of commerce and insurance to promulgate rules for the operation of automobile clubs and associations. Amends TCA Title 55.

Senate Bill No. 171 by Senator Overbey.

Uniform Commercial Code -- As introduced, increases from 30 days to 60 days of debtor possession of the collateral the time during which a purchase-money security interest can be perfected and take priority over a conflicting security interest as to identifiable proceeds from the collateral. Amends TCA Title 47.

Senate Bill No. 172 by Senator Overbey.

Common Carriers -- As introduced, specifies that a rickshaw does not include a bicycle built for more than three people or any type of motorized scooter used by a disabled person. Amends TCA Title 55.

Senate Bill No. 173 by Senator Overbey.

Professions and Occupations -- As introduced, authorizes the state board for licensing alarm systems contractors to fill a vacancy on the board from lists of nominees submitted by interested burglar and fire alarm organizations until the governor makes an appointment if the governor fails to appoint a successor after 60 days, instead of the current 90 days, following the vacancy occurring. Amends TCA Title 62.

Senate Bill No. 174 by Senator Overbey.

Motor Vehicles -- As introduced, adds pliable plastic approved by the commissioner of safety as a material that may be used as a red warning flag on a load projecting from certain motor vehicles. Amends TCA Title 55.

Senate Bill No. 175 by Senator Overbey.

Insurance Companies, Agents, Brokers, Policies -- As introduced, requires a dental service plan corporation to show ability to pay the greater of operating expenses for six months or \$10,000, instead of \$2,500, in order to apply for and obtain a license to operate a dental service plan. Amends TCA Title 56.

Senate Bill No. 176 by Senator Overbey.

Health Care -- As introduced, increases the maximum civil penalty for operating without a certificate of need from \$500 to \$1,000. Amends TCA Title 63 and Title 68.

Senate Bill No. 177 by Senator Overbey.

Workers' Compensation -- As introduced, changes the date by which the bureau of workers' compensation must produce its report of all the employers that failed to obtain coverage or self-insure during the previous fiscal year from December 31 to December 15. Amends TCA Title 50.

Senate Bill No. 178 by Senator Overbey.

Commerce and Insurance, Dept. of -- As introduced, requires an advisory committee appointed by the commissioner to assist the department to meet with the commissioner or the commissioner's designee annually and to report its findings to the department by September 1 of each year. Amends TCA Title 56.

Senate Bill No. 179 by Senator Overbey.

Commerce and Insurance, Dept. of -- As introduced, deletes obsolete requirement that the commissioner conduct a study of impediments to insurance for the use of justifiable force and report the results of that study to the general assembly and governor no later than March 1, 2012. Amends TCA Title 56.

Senate Bill No. 180 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, deletes an obsolete requirement that the department of health provide recommendations to committees of the general assembly by January 2010 related to protecting nursing home residents from those seeking to divert personal needs allowance funds for uses other than the residents' personal needs. Amends TCA Title 68 and Title 71.

Senate Bill No. 181 by Senator Overbey.

Taxes -- As introduced, permits the court in a tax collection proceeding to enter on the tax books a copy of the court order. Amends TCA Title 67.

Senate Bill No. 182 by Senator Overbey.

Insurance Companies, Agents, Brokers, Policies -- As introduced, clarifies that any proceeding to revoke an insurance agent or solicitor's license for violating an insurance law is conducted pursuant to the Uniform Administrative Procedures Act. Amends TCA Title 56.

Senate Bill No. 183 by Senator Overbey.

Administrative Procedure (UAPA) -- As introduced, requires an agency to provide a copy of an emergency rule prior to the rule's effective date to any person requesting a copy before such date. Amends TCA Title 4.

Senate Bill No. 184 by Senator Overbey.

DNA and Genetic Testing -- As introduced, states that the board of medical examiners is authorized to promulgate rules and regulations to administer the Genetic Counselors' Licensing Act. Amends TCA Title 63.

Senate Bill No. 185 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, requires the bureau of TennCare to provide prior notice to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate before making pro rata reductions in payments from the nursing home assessment trust fund. Amends TCA Title 68 and Title 71.

Senate Bill No. 186 by Senator Overbey.

Motor Vehicles -- As introduced, increases from a Class C to a Class B misdemeanor the penalty for violations of provisions concerning the organization, operation, and solicitation of members for an automobile club or association. Amends TCA Title 55, Chapter 18.

Senate Bill No. 187 by Senator Overbey.

Professions and Occupations -- As introduced, increases the time an alarm system contractor has to furnish the state board for licensing alarm system contractors certain identifying information regarding an employee from 30 days to 31 days from the beginning of employment. Amends TCA Title 62.

Senate Bill No. 188 by Senator Overbey.

TennCare -- As introduced, reduces the time period from 30 to 15 days for an enrollee or applicant for medical assistance to mail documentation of a material change affecting the enrollee or applicant's TennCare application. Amends TCA Title 68 and Title 71.

Senate Bill No. 189 by Senator Overbey.

Administrative Procedure (UAPA) -- As introduced, requires an agency to provide a copy of emergency rules filed with the secretary of state to any person upon request. Amends TCA Title 4.

Senate Bill No. 190 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, requires authentication of orders from physicians given by electronic means in the same manner that verbal orders are currently authenticated. Amends TCA Title 56; Title 63 and Title 68.

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Senate Bill No. 191 by Senator Overbey.

Health Care -- As introduced, removes specific reference to the department of finance and administration's option to create a 24-hour, seven day a week health care safety net hotline to assist those in need of health care in the department's medical health care safety net. Amends TCA Section 71-5-148.

Senate Bill No. 192 by Senator Overbey.

Controlled Substances -- As introduced, classifies the synthetic opioid "U-47700" as a Schedule I controlled substance. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 193 by Senator Overbey.

Taxes, Income -- As introduced, exempts persons who are 100 or older from the Hall income tax. Amends TCA Title 67, Chapter 2.

Senate Bill No. 194 by Senator Overbey.

Motor Vehicles -- As introduced, prohibits colored, steady-burning lights to the front of a vehicle other than white or amber; prohibits colored, flashing lights to the front of a vehicle; exempts law enforcement, emergency, emergency equipment company, and security vehicles, school buses, mail carriers, and other vehicles authorized to display steady-burning or flashing lights in certain colors. Amends TCA Title 55, Chapter 8 and Title 55, Chapter 9, Part 4.

Senate Bill No. 195 by Senator Overbey.

Health Care -- As introduced, adds healthcare services provided to a patient at a public elementary or secondary school to the current definition of telehealth services for which health insurance entities are required to reimburse in a manner that is consistent with reimbursement for in-person encounters. Amends TCA Title 56; Section 63-1-155 and Title 71.

Senate Bill No. 196 by Senator Overbey.

Juvenile Offenders -- As introduced, establishes a progressive truancy intervention program in K-12 schools that involves tiers of prejuvenile court programs designed to keep a truant child out of the juvenile court system. Amends TCA Title 49, Chapter 6, Part 30.

Senate Bill No. 197 by Senator Overbey.

Juvenile Offenders -- As introduced, establishes factors a court must consider when sentencing a juvenile who has been transferred and convicted in adult court; establishes a maximum number of years, depending on whether the crime results in death or not, a juvenile can be required to serve for adult crimes; and makes the provisions retroactive to juveniles serving adult sentences prior to effective date. Amends TCA Title 40.

Senate Bill No. 198 by Senator Overbey.

Judges and Chancellors -- As introduced, exempts retired judges from the duty to attend annual meetings of the state judicial conference. Amends TCA Title 17, Chapter 3.

Senate Bill No. 199 by Senator Overbey.

Intellectual & Developmental Disabilities -- As introduced, establishes the Tennessee council on autism spectrum disorder; deletes the autism spectrum disorder task force. Amends TCA Title 4 and Title 68.

Senate Bill No. 200 by Senator Overbey.

Criminal Offenses -- As introduced, includes within the offense of especially aggravated stalking a person 18 years of age or older who commits the offense of stalking or aggravated stalking against a

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victim who is less than 12 years of age at any time during the person's course of conduct. Amends TCA Section 39-17-315.

Senate Bill No. 201 by Senator Overbey.

Corporations, Not for Profit -- As introduced, changes part of the mailing address for the Attorney General and Reporter for receiving comments under the Public Benefit Hospital Sales and Conveyance Act of 2006; permits not-for-profit hospitals to submit the claims data discharge report by electronic transmission; prevents commissioner of revenue from exercising enforcement against a not-for-profit taxpayer until the taxpayer's appeal is finally adjudicated. Amends TCA Title 48; Title 67 and Title 68.

Senate Bill No. 202 by Senator Tracy.

Children's Services, Dept. of -- As introduced, requires the department to provide a residential mental health facility that contracts with the department for provision of services to children in state custody the educational funding provided by the commissioner by statute under certain circumstances. Amends TCA Title 37; Title 49 and Title 71, Chapter 3.

Senate Bill No. 203 by Senator Bowling.

Civil Procedure -- As introduced, clarifies that directors, trustees, or members of nonprofit corporations, associations, and organizations that are organized for religious purposes may be immune from suits arising from the conduct of the affairs of such entities if the conduct does not amount to willful, wanton, or gross negligence. Amends TCA Title 48, Chapter 58.

Senate Bill No. 204 by Senator Bowling.

Education -- As introduced, requires that no student be administered state-mandated standardized tests for a total time period per academic year greater than the specific grade level of the student; limits state-mandated standardized testing to a maximum of eight hours per academic year. Amends TCA Title 49, Chapter 6, Part 60.

Senate Bill No. 205 by Senator Bowling.

Taxes, Privilege -- As introduced, eliminates the professional privilege tax for the tax year ending on May 31, 2018, and subsequent tax years. Amends TCA Title 67, Chapter 4, Part 17.

Senate Bill No. 206 by Senators Gardenhire and Jackson.

Sentencing -- As introduced, elevates the Class A misdemeanor offense of assault to the Class E felony offense of aggravated assault for assaulting a law enforcement officer while the officer is discharging official duties if the person knows or should know the victim is a law enforcement officer. Amends TCA Title 39, Chapter 13, Part 1.

Senate Bill No. 207 by Senator Gardenhire.

Civil Procedure -- As introduced, allows a party to attach supporting evidence to a statement of the party's intent to rebut the presumed reasonableness of medical bills in a personal injury action. Amends TCA Title 24, Chapter 5; Title 55, Chapter 12 and Title 56, Chapter 7, Part 12.

Senate Bill No. 208 by Senator Green.

Juries and Jurors -- As introduced, exempts from jury service persons 72 years of age or older upon request and sufficient proof of age. Amends TCA Title 22.

Senate Bill No. 209 by Senator Green.

Veterans -- As introduced, authorizes private employers to give hiring preference to honorably discharged veterans, spouses of a veteran with a service-connected disability, unmarried widows

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or widowers of a veteran who died of a service-connected disability, and unremarried widows or widowers of a member of the military who died in the line of duty. Amends TCA Title 50, Chapter 1, Part 1.

Senate Bill No. 210 by Senator Green.

State Employees -- As introduced, requires the state group health insurance program to cover hypofractionate proton therapy for treating cancer under certain conditions. Amends TCA Title 8; Title 56 and Title 71.

Senate Bill No. 211 by Senator Green.

Public Employees -- As introduced, enacts the "Tennessee Public Safety Behavioral Health Act." Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 50; Title 58; Title 63 and Title 68.

Senate Bill No. 212 by Senator Green.

Law Enforcement -- As introduced, increases cash supplement for police officer in-service training from \$600 to \$1,000. Amends TCA Section 38-8-111.

Senate Bill No. 213 by Senator Overbey.

Courts, Administrative Office of the -- As introduced, authorizes the administrative director to obtain a criminal history background check through the TBI and FBI on any applicant for employment; permits the administrative director to establish the job titles or classifications to which the background check requirement applies; and requires the office to pay for the cost of the background checks. Amends TCA Title 16, Chapter 3, Part 8.

Senate Bill No. 214 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, enacts the "Annual Coverage Assessment Act of 2017." Amends TCA Title 71, Chapter 5 and Chapter 854 of the Public Acts of 2016.

Senate Bill No. 215 by Senator Overbey.

Safety -- As introduced, changes certain requirements for inspectors; redirects certain reports; reinstitutes an elevator and amusement device safety board subcommittee; restores penalties for certain violations; and revises other provisions concerning elevators, dumbwaiters, escalators, aerial tramways, and amusement devices. Amends TCA Title 68, Chapter 121.

Senate Bill No. 216 by Senator Overbey.

Game and Fish Laws -- As introduced, alters hunting and fishing license discounts available to honorably discharged veterans. Amends TCA Title 70.

Senate Bill No. 217 by Senator Tate.

Local Education Agencies -- As introduced, permits an LEA to file annually with the commissioner of education written policies and procedures developed and adopted by the board, in consultation with local law enforcement, to authorize a school resource officer to patrol within a three-mile radius of the officer's assigned school. Amends TCA Title 49, Chapter 6.

Senate Bill No. 218 by Senator Massey.

Mobile Homes and Manufactured Buildings -- As introduced, deletes authorization for a monitoring inspection fee under the Uniform Standards Code for Manufactured Homes Act. Amends TCA Title 55; Title 67 and Title 68.

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Senate Bill No. 219 by Senator Massey.

Tennessee Higher Education Commission -- As introduced, requires publication of the Tennessee Postsecondary Education Fact Book by March 1 each year instead of by March 15. Amends TCA Title 49.

Senate Bill No. 220 by Senator Crowe.

Nuclear Materials, Transportation and Safety -- As introduced, clarifies that deadly force may be used by nuclear security officers at both nuclear power reactor facilities and category I nuclear facilities. Amends TCA Section 39-11-611.

Senate Bill No. 221 by Senator Harris.

Probation and Parole -- As introduced, requires the board of probation and parole to meet and order the release of a parolee whose parole has been revoked and who has been reincarcerated as the result of being charged with an offense committed while on parole if that charge is dismissed. Amends TCA Title 40, Chapter 28.

Senate Bill No. 222 by Senator Bowling.

Education -- As introduced, removes the requirement of a minimum of three 15-minute periods of non-structured physical activity per day for students in grades K-1; removes the requirement of a minimum of two 20-minute periods of non-structured physical activity at least four days a week for grades 2-6; requires LEAs with elementary school students to integrate a minimum of two 20-minute periods of non-structured physical activity at least four days each week; clarifies the definition of non-structured physical activity; defines physical education program. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6.

Senate Bill No. 223 by Senator Roberts.

Motor Vehicles, Titling and Registration -- As introduced, authorizes motor vehicles registered as antique motor vehicles to be driven for general transportation purposes on weekends and federal holidays and not just on weekends. Amends TCA Section 55-4-111.

Senate Bill No. 224 by Senator Roberts.

Chiropractors -- As introduced, allows chiropractic physicians to enter into a direct primary care agreement with an individual patient or the patient's legal representative. Amends TCA Title 63, Chapter 1, Part 5.

Senate Bill No. 225 by Senator Gardenhire.

Revenue -- As introduced, increases, from 10 to 15 days, the amount of notice that the trustee, deputy trustee, or delinquent tax attorney must give to a taxpayer prior to seizure of any personal property for delinquent property taxes. Amends TCA Title 5; Title 6; Title 7 and Title 67.

Senate Bill No. 226 by Senator Bowling.

Alcohol Offenses, Motor Vehicles -- As introduced, requires the treasurer to annually notify the senate judiciary committee and the house of representatives criminal justice committee of the amount of surplus in the DUI monitoring fund. Amends TCA Title 55.

Senate Bill No. 227 by Senator Beavers.

Election Laws -- As introduced, removes publication requirements for supplemental registrations. Amends TCA Title 2, Chapter 2.

Senate Bill No. 228 by Senator Beavers.

Election Laws -- As introduced, expands the time period, from not more than 60 days nor less than 10 days to not more than 90 days nor less than 10 days, in which the county election commission

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must appoint election officials before an election; permits election officials to direct their compensation to be paid to a charitable organization. Amends TCA Title 2, Chapter 4.

Senate Bill No. 229 by Senator Massey.

Domestic Violence -- As introduced, requires the court to give a defendant intending to plead guilty to a domestic violence offense notice of the firearm dispossession consequences of a domestic violence conviction and sets out a procedure for a person convicted of domestic violence to terminate possession of all firearms. Amends TCA Section 39-13-111 and Section 40-14-109.

Senate Bill No. 230 by Senator Green.

Taxes, Gasoline, Petroleum Products -- As introduced, removes statutory allocations to the general fund from certain fuel tax revenues; reallocates certain allocations. Amends TCA Title 67, Chapter 3, Part 9.

Senate Bill No. 231 by Senator Lundberg.

Utilities, Utility Districts -- As introduced, clarifies that for the audited financial reports of certain self-sufficient utilities, a change in net position means total revenues less all grants, capital contributions, and expenses. Amends TCA Section 7-82-401 and Section 68-221-1010.

Senate Bill No. 232 by Senator Harris.

Education, State Board of -- As introduced, requires the board to create an endorsement in computer science for all teachers who hold a valid license pursuant to statute and demonstrate sufficient content knowledge in the course material. Amends TCA Title 49, Chapter 1, Part 3 and Title 49, Chapter 1, Part 5.

Senate Bill No. 233 by Senator Harris.

Child Custody and Support -- As introduced, adds to and revises certain provisions related to the production, review, use, and disposition of a parent's mental health records pursuant to a mental health examination ordered by a court during a child custody determination; adds a parent's ability to instruct, inspire, and encourage the child to develop skills necessary to become a successful adult to the list of factors a court must consider when making a child custody determination. Amends TCA Section 36-6-106.

Senate Bill No. 234 by Senator Harris.

Taxes, Privilege -- As introduced, exempts attorneys who are legally forbidden from practicing law from the professional privilege tax. Amends TCA Title 67, Chapter 4, Part 17.

Senate Bill No. 235 by Senator Harris.

Taxes, Privilege -- As introduced, exempts from the professional privilege tax physicians who are on inactive status and no longer earning income from the practice of medicine. Amends TCA Title 67, Chapter 4, Part 17.

Senate Bill No. 236 by Senator Southerland.

Sales -- As introduced, extends the time of sale of land to foreclose a deed of trust, mortgage or other lien securing the payment of money or other thing of value or under judicial orders or process from "10:00 a.m.-4:00 p.m." to "hours agreed upon by the seller and auctioneer." Amends TCA Title 26, Chapter 5 and Title 35, Chapter 5.

Senate Bill No. 237 by Senator Southerland.

Consumer Protection -- As introduced, provides exceptions to the standard formula required for gasoline blended with ethanol. Amends TCA Section 47-18-1304.

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Senate Bill No. 238 by Senator Haile.

Equalization Board -- As introduced, changes the standard of review for property tax appeals by limiting review to the record before the hearing examiner. Amends TCA Section 67-5-1505 and Section 67-5-1506.

Senate Bill No. 239 by Senator Bell.

Sunset Laws -- As introduced, reduces the sunset period for the applied behavior analyst licensing committee of the board of examiners in psychology from five years to one year. Amends TCA Title 4, Chapter 29, Part 2; Title 63, Chapter 11, Part 1 and Title 63, Chapter 11, Part 3.

Senate Bill No. 240 by Senator Bell.

Boards and Commissions -- As introduced, authorizes the governor to appoint persons to fill positions on certain boards from lists of nominees submitted by interested groups, instead of requiring appointments to be made from such lists. Amends TCA Title 63, Chapter 13, Part 2; Title 63, Chapter 13, Part 3 and Title 63, Chapter 23, Part 1.

Senate Bill No. 241 by Senator Bell.

Sunset Laws -- As introduced, deletes provisions in current law regarding the Tennessee economic council on women, which terminated June 30, 2016. Amends TCA Title 4, Chapter 29, Part 2; Title 4, Chapter 50; Section 38-6-114; Section 50-2-207 and Section 68-1-1803.

Senate Bill No. 242 by Senator Bell.

Sunset Laws -- As introduced, extends the board for licensing healthcare facilities one year to June 30, 2017. Amends TCA Title 4, Chapter 29, Part 2 and Title 68, Chapter 11, Part 2.

Senate Bill No. 243 by Senator Bell.

Correction, Dept. of -- As introduced, requires commissioner to report the death of any person in custody to members of the general assembly representing the legislative districts where the deceased person resided at the time of death within five, rather than 10, business days of death. Amends TCA Title 4.

Senate Bill No. 244 by Senator Beavers.

Abortion -- As introduced, prohibits abortions from the point a fetal heartbeat is detected; requires fetal heartbeat testing prior to an abortion; creates exceptions. Amends TCA Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2.

Senate Bill No. 245 by Senator Tracy.

Education -- As introduced, requires the state board of education to develop standards for an elective, soft skills course for career and technical education; permits students not enrolled in career and technical education to take the course on a space available basis. Amends TCA Title 49.

Senate Bill No. 246 by Senator Tracy.

Education -- As introduced, removes the presumption of a student's intent to violate the School Security Act of 1981 by possessing an electronic pager on school property. Amends TCA Title 49, Chapter 6.

Senate Bill No. 247 by Senator Tracy.

Local Education Agencies -- As introduced, requires LEAs to survey students, within one month of the start of the 2017-2018 school year, as to the availability of internet access in their homes and report results to the department of education; the department will report the results to the governor,

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the education committee of the senate, and the education administration and planning committee of the house of representatives. Amends TCA Title 49.

Senate Bill No. 248 by Senator Tracy.

Local Education Agencies -- As introduced, requires, beginning with the 2018-2019 school year, each LEA to offer students in each of its high schools the opportunity to take at least six early postsecondary credit courses. Amends TCA Title 49.

Senate Bill No. 249 by Senator Tracy.

Education -- As introduced, requires the department of education to form a partnership with a national nonprofit education organization to increase the offerings of rigorous high school classes that prepare students for college and that provide college credit through examination; requires, subject to appropriations, the state to fund payment of college credit examination fees and career and technical certification or licensure examination fees. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6.

Senate Bill No. 250 by Senator Tracy.

Education, State Board of -- As introduced, requires local education agencies to use at least one alternative growth model that has been approved by the board of education for evaluation of teachers in non-tested grades and subjects; requires the department of education to develop alternative student growth models for grade levels and subjects that do not have growth models. Amends TCA Section 49-1-302.

Senate Bill No. 251 by Senator Tracy.

Appropriations -- As introduced, appropriates \$120 million from excess state tax revenues over-collected in fiscal year 2016-2017 to the department of transportation to be used for transportation road projects, \$20 million of which is earmarked for state-aid roads. Amends TCA Title 4; Title 9; Title 54 and Title 67.

Senate Bill No. 252 by Senator Tracy.

Motor Vehicles -- As introduced, allows an autonomous vehicle's certificate of registration to be available electronically instead of in the vehicle at all times, as required for conventionally operated motor vehicles. Amends TCA Title 5; Title 6; Title 7; Title 39; Title 40; Title 54; Title 55; Title 56; Title 65 and Title 67.

Senate Bill No. 253 by Senator Tracy.

Revenue, Dept. of -- As introduced, requires the commissioner to annually report the amount of disaster relief refunds issued by the department. Amends TCA Title 4; Title 9; Title 12; Title 54; Title 55 and Title 67.

Senate Bill No. 254 by Senator Tracy.

Taxes, Real Property -- As introduced, increases the property value threshold for determining the extent of any property tax relief payments to disabled veterans and their surviving spouses from \$100,000 to \$175,000 of the full market value of the property for any veteran receiving property tax relief in 2014 or prior years and reapplying to receive a reimbursement for tax year 2017 and subsequent years without interruption. Amends TCA Title 67, Chapter 5.

Senate Bill No. 255 by Senator Tracy.

Juries and Jurors -- As introduced, allows any person age 70 or older to request the jury coordinator of the county to remove the person's name from the jury list of the county if the request is made in writing and is accompanied by an affidavit providing the person's name, age, and other information

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as required by the jury coordinator; requires the jury coordinator to remove the person's name from the jury list upon receiving the request. Amends TCA Title 22.

Senate Bill No. 256 by Senator Tracy.

Interest Rates -- As introduced, increases the amount of interest that may be charged by an industrial loan and thrift company on loan amounts in excess of \$100. Amends TCA Section 45-5-301.

Senate Bill No. 257 by Senator Tracy.

Taxes, Real Property -- As introduced, states that return of the receipt for a mailed summons or notice that is either signed by the defendant or marked refused shall be grounds for a default judgment in a delinquent property tax case. Amends TCA Section 67-5-2415.

Senate Bill No. 258 by Senator Tracy.

Real Property -- As introduced, allows an action against a person claiming adverse possession to extend past the seven-year statute of limitation if there is an allegation of a person moving, removing, or destroying property stakes to alter the lawful property owner's property lines; punishes any person found guilty of moving, removing, or destroying property stakes for the purpose of adverse possession as a Class E felony. Amends TCA Title 28; Title 39 and Title 66.

Senate Bill No. 259 by Senator Tracy.

Aircraft and Airports -- As introduced, requires the chairs of the transportation and safety committee of the senate and the transportation committee of the house of representatives to make the findings and recommendations of the advisory task force, which studied the revenue measures regarding aircraft and airport facilities in this state, the funding available to airports, and the effect of such funding on the needs of the air carrier and general aviation airports, available to any member of the general assembly upon request. Amends TCA Title 67.

Senate Bill No. 260 by Senator Johnson.

Hotels and Restaurants -- As introduced, clarifies that certain requirements that apply to hotels and places of public accommodation do not apply to short-term rental units. Amends TCA Title 5; Title 6; Title 7; Title 13; Title 56; Title 62; Title 66; Title 67 and Title 68.

Senate Bill No. 261 by Senator Johnson.

Workers' Compensation -- As introduced, requires all workers' compensation cases to proceed through the workers' compensation appeals board prior to seeking a discretionary appeal to the Tennessee supreme court. Amends TCA Section 9-8-307; Section 9-8-403; Title 50, Chapter 6, Part 2 and Section 58-1-230.

Senate Bill No. 262 by Senator Johnson.

Local Government, General -- As introduced, prohibits a local government from adopting or enforcing any ordinance, regulation, resolution, policy, or any other legal requirement that regulates or imposes a requirement upon an employer pertaining to employee scheduling. Amends TCA Title 7, Chapter 51.

Senate Bill No. 263 by Senator Tracy.

Schools, Charter -- As introduced, authorizes a chartering authority to require a charter school sponsor to pay an application fee of \$2,500; authorizes an LEA to receive an annual authorizer fee of up to 3 percent of the charter school's per student state and local funding if the LEA is the charter school's chartering authority. Amends TCA Title 49, Chapter 13.

Senate Bill No. 264 by Senator Massey.

Guardians and Conservators -- As introduced, enacts the "Supported Decision-Making Agreement Act." Amends TCA Title 34.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 31 through 159** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 31 referred to the Committee on State and Local Government.

Senate Bill No. 32 referred to the Committee on Commerce and Labor.

Senate Bill No. 33 referred to the Committee on Commerce and Labor.

Senate Bill No. 34 referred to the Committee on Education.

Senate Bill No. 35 referred to the Committee on Commerce and Labor.

Senate Bill No. 36 referred to the Committee on Transportation and Safety.

Senate Bill No. 37 referred to the Committee on Transportation and Safety.

Senate Bill No. 38 referred to the Committee on State and Local Government.

Senate Bill No. 39 referred to the Committee on Judiciary.

Senate Bill No. 40 referred to the Committee on State and Local Government.

Senate Bill No. 41 referred to the Committee on Judiciary.

Senate Bill No. 42 referred to the Committee on Energy, Agriculture and Natural Resources.

Senate Bill No. 43 referred to the Committee on Commerce and Labor.

Senate Bill No. 44 referred to the Committee on Judiciary.

Senate Bill No. 45 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 46 referred to the Committee on Education.

Senate Bill No. 47 referred to the Committee on State and Local Government.

Senate Bill No. 48 referred to the Committee on State and Local Government.

Senate Bill No. 49 referred to the Committee on Health and Welfare.

Senate Bill No. 50 referred to the Committee on Judiciary.

Senate Bill No. 51 referred to the Committee on Commerce and Labor.

Senate Bill No. 52 referred to the Committee on Education.

Senate Bill No. 53 referred to the Committee on Government Operations.

Senate Bill No. 54 referred to the Committee on Government Operations.

Senate Bill No. 55 referred to the Committee on Government Operations.

Senate Bill No. 56 referred to the Committee on Government Operations.

Senate Bill No. 57 referred to the Committee on Government Operations.

Senate Bill No. 58 referred to the Committee on Government Operations.

Senate Bill No. 59 referred to the Committee on Government Operations.

Senate Bill No. 60 referred to the Committee on Government Operations.

Senate Bill No. 61 referred to the Committee on Government Operations.

Senate Bill No. 62 referred to the Committee on Government Operations.

Senate Bill No. 63 referred to the Committee on Government Operations.

Senate Bill No. 64 referred to the Committee on Government Operations.

Senate Bill No. 65 referred to the Committee on Government Operations.

Senate Bill No. 66 referred to the Committee on Government Operations.

Senate Bill No. 67 referred to the Committee on Government Operations.

Senate Bill No. 68 referred to the Committee on Government Operations.

Senate Bill No. 69 referred to the Committee on Government Operations.

Senate Bill No. 70 referred to the Committee on Government Operations.

Senate Bill No. 71 referred to the Committee on Government Operations.

Senate Bill No. 72 referred to the Committee on Government Operations.

Senate Bill No. 73 referred to the Committee on Government Operations.

Senate Bill No. 74 referred to the Committee on Government Operations.

Senate Bill No. 75 referred to the Committee on Government Operations.

Senate Bill No. 76 referred to the Committee on Government Operations.

Senate Bill No. 77 referred to the Committee on Government Operations.

Senate Bill No. 78 referred to the Committee on Government Operations.

Senate Bill No. 79 referred to the Committee on Government Operations.

Senate Bill No. 80 referred to the Committee on Government Operations.

Senate Bill No. 81 referred to the Committee on Government Operations.

Senate Bill No. 82 referred to the Committee on Government Operations.

Senate Bill No. 83 referred to the Committee on Government Operations.

Senate Bill No. 84 referred to the Committee on Government Operations.

Senate Bill No. 85 referred to the Committee on Government Operations.

Senate Bill No. 86 referred to the Committee on Government Operations.

Senate Bill No. 87 referred to the Committee on Government Operations.

Senate Bill No. 88 referred to the Committee on Government Operations.

Senate Bill No. 89 referred to the Committee on Government Operations.

Senate Bill No. 90 referred to the Committee on Government Operations.

Senate Bill No. 91 referred to the Committee on Government Operations.

Senate Bill No. 92 referred to the Committee on Government Operations.

Senate Bill No. 93 referred to the Committee on Government Operations.

Senate Bill No. 94 referred to the Committee on Government Operations.

Senate Bill No. 95 referred to the Committee on Government Operations.

Senate Bill No. 96 referred to the Committee on Government Operations.

Senate Bill No. 97 referred to the Committee on Government Operations.

Senate Bill No. 98 referred to the Committee on Government Operations.

Senate Bill No. 99 referred to the Committee on Government Operations.

Senate Bill No. 100 referred to the Committee on Government Operations.

Senate Bill No. 101 referred to the Committee on Government Operations.

Senate Bill No. 102 referred to the Committee on Government Operations.

Senate Bill No. 103 referred to the Committee on Government Operations.

Senate Bill No. 104 referred to the Committee on Government Operations.

Senate Bill No. 105 referred to the Committee on Government Operations.

Senate Bill No. 106 referred to the Committee on Government Operations.

Senate Bill No. 107 referred to the Committee on Government Operations.

Senate Bill No. 108 referred to the Committee on Government Operations.

Senate Bill No. 109 referred to the Committee on Government Operations.

Senate Bill No. 110 referred to the Committee on Government Operations.

Senate Bill No. 111 referred to the Committee on Government Operations.

Senate Bill No. 112 referred to the Committee on Government Operations.

Senate Bill No. 113 referred to the Committee on Judiciary.

Senate Bill No. 114 referred to the Committee on State and Local Government.

Senate Bill No. 115 referred to the Committee on Education.

Senate Bill No. 116 referred to the Committee on Education.

Senate Bill No. 117 referred to the Committee on Education.

Senate Bill No. 118 referred to the Committee on Commerce and Labor.

Senate Bill No. 119 referred to the Committee on Judiciary.

Senate Bill No. 120 referred to the Committee on Judiciary.

Senate Bill No. 121 referred to the Committee on Education.

Senate Bill No. 122 referred to the Committee on Health and Welfare.

Senate Bill No. 123 referred to the Committee on Commerce and Labor.

Senate Bill No. 124 referred to the Committee on Commerce and Labor.

Senate Bill No. 125 referred to the Committee on State and Local Government.

Senate Bill No. 126 referred to the Committee on Commerce and Labor.

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Senate Bill No. 127 referred to the Committee on Commerce and Labor.

Senate Bill No. 128 referred to the Committee on Commerce and Labor.

Senate Bill No. 129 referred to the Committee on Judiciary.

Senate Bill No. 130 referred to the Committee on Judiciary.

Senate Bill No. 131 referred to the Committee on Judiciary.

Senate Bill No. 132 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 133 referred to the Committee on Commerce and Labor.

Senate Bill No. 134 referred to the Committee on Judiciary.

Senate Bill No. 135 referred to the Committee on State and Local Government.

Senate Bill No. 136 referred to the Committee on Education.

Senate Bill No. 137 referred to the Committee on Education.

Senate Bill No. 138 referred to the Committee on State and Local Government.

Senate Bill No. 139 referred to the Committee on State and Local Government.

Senate Bill No. 140 referred to the Committee on State and Local Government.

Senate Bill No. 141 referred to the Committee on State and Local Government.

Senate Bill No. 142 referred to the Committee on State and Local Government.

Senate Bill No. 143 referred to the Committee on State and Local Government.

Senate Bill No. 144 referred to the Committee on Commerce and Labor.

Senate Bill No. 145 referred to the Committee on Judiciary.

Senate Bill No. 146 referred to the Committee on Judiciary.

Senate Bill No. 147 referred to the Committee on Judiciary.

Senate Bill No. 148 referred to the Committee on State and Local Government.

Senate Bill No. 149 referred to the Committee on Education.

Senate Bill No. 150 referred to the Committee on Health and Welfare.

Senate Bill No. 151 referred to the Committee on Transportation and Safety.

Senate Bill No. 152 referred to the Committee on Transportation and Safety.

Senate Bill No. 153 referred to the Committee on Transportation and Safety.

Senate Bill No. 154 referred to the Committee on Health and Welfare.

Senate Bill No. 155 referred to the Committee on State and Local Government.

Senate Bill No. 156 referred to the Committee on Education.

Senate Bill No. 157 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 158 referred to the Committee on Health and Welfare.

Senate Bill No. 159 referred to the Committee on Government Operations.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 48 through 61**; and **Senate Resolution No. 9** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 48 by Senator Bell.

Constitutional Conventions -- Appoints commissioners to the planning convention for a prospective Article V convention.

Senate Joint Resolution No. 49 by Senator Southerland.

Memorials, Recognition -- Wayne Bettis.

Senate Joint Resolution No. 50 by Senator Southerland.

Memorials, Personal Achievement -- Braden Cupp, Eagle Scout.

Senate Joint Resolution No. 51 by Senator Southerland.

Memorials, Retirement -- Bobby J. Raines.

Senate Joint Resolution No. 52 by Senator Green.

General Assembly, Statement of Intent or Position -- Urges the President of the United States and Congress to repeal Obamacare and all taxes contained within it; urges Medicaid to be block granted to the States.

Senate Joint Resolution No. 53 by Senator Crowe.

General Assembly, Statement of Intent or Position -- Expresses support for adult immunizations.

Senate Joint Resolution No. 54 by Senator Crowe.

Memorials, Congratulations -- Jenny and Dustin Ritchey, wedding.

Senate Joint Resolution No. 55 by Senator Crowe.

Memorials, Death -- Wilma Blanche Spann Carney.

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Senate Joint Resolution No. 56 by Senator Ketron.

Memorials, Professional Achievement -- Doug Young, Lifetime Achievement Award from Rutherford County Chamber of Commerce.

Senate Joint Resolution No. 57 by Senator Beavers.

Constitutional Amendments -- Proposes amendment of Article VI, Section 5 to provide for popular election of the attorney general and reporter for a regular term of six years.

Senate Joint Resolution No. 58 by Senators Massey and Overbey.

Memorials, Death -- Edwin Hope Rayson.

Senate Joint Resolution No. 59 by Senator Beavers.

General Assembly, Statement of Intent or Position -- Urges President Donald J. Trump and Congress to distribute federal transportation funding to the states by block grant.

Senate Joint Resolution No. 60 by Senator Ketron.

Memorials, Recognition -- Randy Travis.

Senate Joint Resolution No. 61 by Senators Massey, Briggs and Mr. Speaker McNally.

Memorials, Recognition -- Criminal Court of Knox County, 110th Anniversary.

Senate Resolution No. 9 by Senator Bailey.

Memorials, Recognition -- Putnam County, 175th Anniversary.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 2, 13, 14 and 16 through 47**; and **Senate Resolutions Nos. 7 and 8** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

Senate Joint Resolution No. 2 -- Memorials, Recognition -- Recognizes Oak Ridge National Laboratory, Vanderbilt University, and the University of Tennessee-Knoxville for their contributions to the discovery of element 117 and its naming as tennesseine.

The Speaker announced that he had referred Senate Joint Resolution No. 2 to the Committee on Calendar.

Senate Joint Resolution No. 13 -- Memorials, Recognition -- Donald W. Bandy, Sumner Countian of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 13 to the Committee on Calendar.

Senate Joint Resolution No. 14 -- Memorials, Recognition -- Tennessee Sons of the American Revolution.

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The Speaker announced that he had referred Senate Joint Resolution No. 14 to the Committee on Calendar.

Senate Joint Resolution No. 16 -- Naming and Designating -- "DIPG Awareness Day," May 17, 2017.

The Speaker announced that he had referred Senate Joint Resolution No. 16 to the Committee on Health and Welfare.

Senate Joint Resolution No. 17 -- Memorials, Death -- Sue Morton Swann.

The Speaker announced that he had referred Senate Joint Resolution No. 17 to the Committee on Calendar.

Senate Joint Resolution No. 18 -- Memorials, Recognition -- Linda Ogle, Tennessee Boys & Girls Clubs Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 18 to the Committee on Calendar.

Senate Joint Resolution No. 19 -- Memorials, Recognition -- Maryville, Tennessee Main Street Community.

The Speaker announced that he had referred Senate Joint Resolution No. 19 to the Committee on Calendar.

Senate Joint Resolution No. 20 -- Memorials, Recognition -- Dorothy Mitchell-Kincaid, East Tennessee Appalachian Hero Award.

The Speaker announced that he had referred Senate Joint Resolution No. 20 to the Committee on Calendar.

Senate Joint Resolution No. 21 -- Memorials, Sports -- Alcoa High School, 2016 TSSAA Division I Class 3A Football State Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 21 to the Committee on Calendar.

Senate Joint Resolution No. 22 -- Memorials, Death -- Harold "Sonny" Lambert.

The Speaker announced that he had referred Senate Joint Resolution No. 22 to the Committee on Calendar.

Senate Joint Resolution No. 23 -- Memorials, Death -- Officer Kenny Moats.

The Speaker announced that he had referred Senate Joint Resolution No. 23 to the Committee on Calendar.

Senate Joint Resolution No. 24 -- Memorials, Professional Achievement -- Rita Ash, Leadership Rutherford Pinnacle Award.

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The Speaker announced that he had referred Senate Joint Resolution No. 24 to the Committee on Calendar.

Senate Joint Resolution No. 25 -- Memorials, Professional Achievement -- Robert Adams, Rutherford County Chamber of Commerce Business Person of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 25 to the Committee on Calendar.

Senate Joint Resolution No. 26 -- Memorials, Professional Achievement -- Mark Pirtle, Rutherford County Chamber of Commerce 2016 Business Legend of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 26 to the Committee on Calendar.

Senate Joint Resolution No. 27 -- Memorials, Recognition -- Austin & Bell Funeral Home, 175th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 27 to the Committee on Calendar.

Senate Joint Resolution No. 28 -- Memorials, Retirement -- Samuel C. McKnight.

The Speaker announced that he had referred Senate Joint Resolution No. 28 to the Committee on Calendar.

Senate Joint Resolution No. 29 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of the University of Memphis.

The Speaker announced that he had referred Senate Joint Resolution No. 29 to the Committee on Education.

Senate Joint Resolution No. 30 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of Middle Tennessee State University.

The Speaker announced that he had referred Senate Joint Resolution No. 30 to the Committee on Education.

Senate Joint Resolution No. 31 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of Tennessee Technological University.

The Speaker announced that he had referred Senate Joint Resolution No. 31 to the Committee on Education.

Senate Joint Resolution No. 32 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of East Tennessee State University.

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The Speaker announced that he had referred Senate Joint Resolution No. 32 to the Committee on Education.

Senate Joint Resolution No. 33 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of Tennessee State University.

The Speaker announced that he had referred Senate Joint Resolution No. 33 to the Committee on Education.

Senate Joint Resolution No. 34 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the state university board of Austin Peay State University.

The Speaker announced that he had referred Senate Joint Resolution No. 34 to the Committee on Education.

Senate Joint Resolution No. 35 -- General Assembly, Statement of Intent or Position -- Recognizes pornography as a public health hazard leading to a broad spectrum of individual and public health impacts and societal harms.

The Speaker announced that he had referred Senate Joint Resolution No. 35 to the Committee on Health and Welfare.

Senate Joint Resolution No. 36 -- Memorials, Recognition -- Dr. Matthew Pinson.

The Speaker announced that he had referred Senate Joint Resolution No. 36 to the Committee on Calendar.

Senate Joint Resolution No. 37 -- Memorials, Recognition -- Welch College, 75th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 37 to the Committee on Calendar.

Senate Joint Resolution No. 38 -- Memorials, Retirement -- Dr. Helen James.

The Speaker announced that he had referred Senate Joint Resolution No. 38 to the Committee on Calendar.

Senate Joint Resolution No. 39 -- Memorials, Death -- Paul Preston Pickens.

The Speaker announced that he had referred Senate Joint Resolution No. 39 to the Committee on Calendar.

Senate Joint Resolution No. 40 -- Memorials, Death -- James H. Prewitt.

The Speaker announced that he had referred Senate Joint Resolution No. 40 to the Committee on Calendar.

Senate Joint Resolution No. 41 -- Memorials, Death -- Raymond William Naylor.

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The Speaker announced that he had referred Senate Joint Resolution No. 41 to the Committee on Calendar.

Senate Joint Resolution No. 42 -- Memorials, Death -- Bobby Joe Pitts.

The Speaker announced that he had referred Senate Joint Resolution No. 42 to the Committee on Calendar.

Senate Joint Resolution No. 43 -- Memorials, Retirement -- Louise McKown.

The Speaker announced that he had referred Senate Joint Resolution No. 43 to the Committee on Calendar.

Senate Joint Resolution No. 44 -- General Assembly, Statement of Intent or Position -- Expresses support for conversion of Medicaid funding to a block grant and opposes expansion of Medicaid under the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148.

The Speaker announced that he had referred Senate Joint Resolution No. 44 to the Committee on Commerce and Labor.

Senate Joint Resolution No. 45 -- Memorials, Public Service -- Larry Raines, Mayor of Stantonville.

The Speaker announced that he had referred Senate Joint Resolution No. 45 to the Committee on Calendar.

Senate Joint Resolution No. 46 -- Memorials, Recognition -- University of Tennessee at Martin Parsons Center, 10th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 46 to the Committee on Calendar.

Senate Joint Resolution No. 47 -- Memorials, Retirement -- Steve Curry.

The Speaker announced that he had referred Senate Joint Resolution No. 47 to the Committee on Calendar.

Senate Resolution No. 7 -- Memorials, Recognition -- Fair Garden Family Community Center, 100th Anniversary.

The Speaker announced that he had referred Senate Resolution No. 7 to the Committee on Calendar.

Senate Resolution No. 8 -- Memorials, Death -- Paul E. Parks.

The Speaker announced that he had referred Senate Resolution No. 8 to the Committee on Calendar.

NOTICES

**THE ADMINISTRATIVE OFFICE OF THE COURTS AMENDMENTS
TO THE RULES OF CIVIL PROCEDURE**

The report has been received and filed with the Clerk.

**THE ADMINISTRATIVE OFFICE OF THE COURTS AMENDMENTS
TO THE RULES OF CRIMINAL PROCEDURE**

The report has been received and filed with the Clerk.

**THE ADMINISTRATIVE OFFICE OF THE COURTS AMENDMENTS
TO THE RULES OF EVIDENCE**

The report has been received and filed with the Clerk.

**THE ADMINISTRATIVE OFFICE OF THE COURTS AMENDMENTS
TO THE RULES OF JUVENILE PROCEDURE**

The report has been received and filed with the Clerk.

**THE ADMINISTRATIVE OFFICE OF THE COURTS AMENDMENTS
TO THE RULES OF APPELLATE PROCEDURE**

The report has been received and filed with the Clerk.

**THE ADMINISTRATIVE OFFICE OF THE COURTS TO THE CAPITOL
POST-CONVICTION CASE REPORT**

The report has been received and filed with the Clerk.

YOUTH TRANSITIONS ADVISORY COUNCIL'S ANNUAL REPORT

The report has been received and filed with the Clerk.

THE SECOND LOOK COMMISSION ANNUAL REPORT

The report has been received and filed with the Clerk.

TENNESSEE COMMISSION ON CHILDREN AND YOUTH'S ANNUAL REPORT

The report has been received and filed with the Clerk.

**TENNESSEE REGULATORY AUTHORITY'S ANNUAL REPORT ON
MINORITY OWNED BUSINESSES**

The report has been received and filed with the Clerk.

MOTION

Senator Bailey moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 9**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 9 -- Memorials, Recognition -- Putnam County, 175th Anniversary.

On motion of Senator Bailey, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 9** was adopted.

A motion to reconsider was tabled.

MR. SPEAKER McNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Deputy Speaker Haile.

CONSENT CALENDAR

House Joint Resolution No. 25 -- Memorials, Personal Occasion -- Rep. Johnny Shaw, Birthday.

House Joint Resolution No. 26 -- Memorials, Retirement -- Vickie Koelman.

House Joint Resolution No. 27 -- Memorials, Retirement -- Dr. B.J. Worthington.

House Joint Resolution No. 28 -- Memorials, Sports -- Robert White, Coach of the Year.

Senator Massey moved that all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Kelsey, Ketron, Kyle, Lundberg, Massey, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

PRESENTATION

Senator Harper introduced the Reverend George T. Brooks, Sr. of Saint James Missionary Baptist Church in Nashville, Tennessee who led the Senate in prayer.

MOTION

Senator Ketron moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 60**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 60 -- Memorials, Recognition -- Randy Travis.

On motion of Senator Ketron, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 60** was adopted.

A motion to reconsider was tabled.

MOTION

On motion of Senator Kelsey, his name was added as sponsor of **Senate Bill No. 16**.

On motion of Senators Gardenhire, Norris and Tracy, their names were added as sponsors of **Senate Joint Resolution No. 14**.

On motion of Senator Tracy, his name was added as sponsor of **Senate Joint Resolutions Nos. 24, 25 and 26**.

On motion of Senator Harris, his name was added as sponsor of **Senate Joint Resolution No. 29**.

On motion of Senators Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 60**.

On motion of Senator Yarbro, his name was added as sponsor of **House Joint Resolution No. 25**.

ENGROSSED BILLS

February 1, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 60, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

WEDNESDAY, FEBRUARY 1, 2017 – 3RD LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

February 1, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 33, 34, 35, 39, 40, 41, 48, 49, 50, 51, 52, 54, 55, 56, 57 and 58; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

February 1, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolution No. 9, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

February 1, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 25, 26, 27 and 28; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

February 1, 2017

The Speaker announced that he had signed the following: Senate Resolution No. 9.

SIGNED

February 1, 2017

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 25, 26, 27 and 28.

REPORT OF DEPUTY CHIEF CLERK

February 1, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 15, for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

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MESSAGE FROM THE GOVERNOR

February 1, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 15, with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

ADJOURNMENT

Senator Norris moved the Senate adjourn until 9:00 a.m., Thursday, February 2, 2017, which motion prevailed.